

UNITED STATES OF AMERICA
POSTAL REGULATORY COMMISSION
WASHINGTON, DC 20268-0001

Before Commissioners:

Ruth Y. Goldway, Chairman;
Nanci E. Langley, Vice Chairman;
Mark Acton; and
Robert G. Taub

Burns Post Office
Burns, Colorado

Docket No. A2012-79

ORDER DISMISSING APPEAL

(Issued January 31, 2012)

On November 21, 2011, Jackie Schlegel filed a petition with the Commission seeking review of the Postal Service's Final Determination to close the Burns, Colorado post office (Burns post office).¹ On December 2, 2011, the Commission established Docket No. A2012-79 to consider the appeal, designated a Public Representative, and directed the Postal Service to file its Administrative Record and any responsive pleadings.²

¹ Petition for Review received from Jackie Schlegel regarding the Burns, Colorado post office 80426, November 21, 2011. An additional petition for review was received from Patricia Lee Strubi on November 23, 2011. The petitions will be referenced collectively as Petition for Review.

² Order No. 1022, Notice and Order Accepting Appeal and Establishing Procedural Schedule, December 2, 2011.

On January 17, 2012, the Postal Service filed a notice stating its intent to withdraw the Final Determination to close the Burns post office.³ The Postal Service requests that this proceeding be dismissed.⁴

In light of the Postal Service's decision to withdraw the Final Determination to close the Burns post office, the appeal is dismissed without prejudice. Docket No. A2012-79 is closed.

It is ordered:

1. The Petition for Review of the decision to close the Burns, Colorado post office is dismissed without prejudice.
2. Docket No. A2012-79 is closed.

By the Commission.

Shoshana M. Grove
Secretary

³ United States Postal Service's Notice Withdrawing Final Determination, January 17, 2012.

⁴ *Id.* The Public Representative filed a response stating that she does not oppose the Postal Service withdrawing its Final Determination or the Commission dismissing the appeal without prejudice. Public Representative Statement in Response to United States Postal Service Notice Withdrawing Final Determination, January 26, 2012, at 1.